ARKANSAS PUBLIC SERVICE COMMISSION DECRETARY OF COMM

2011 JUN 30 ₱ 12: 16

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DOCKET NO. 11-067-U ORDER NO. 2

ORDER

On June 27, 2011, the Telecommunications Access Program ("TAP"), a division of Arkansas Rehabilitation Services, filed a Petition seeking to adjust the surcharge currently being collected pursuant to Ark. Code Ann. § 23-17-119 (Repl. 2002). Currently, the Arkansas Public Service Commission imposes a monthly surcharge of three-hundredths of a dollar (\$0.03) on local exchange carrier tariffs, per subject access line and per working subject telephone number. This amount reflects the maximum surcharge currently allowed under Ark. Code Ann. § 23-19-119.

Act 173 of 2011 amended Ark. Code Ann. § 23-19-119 by reducing the maximum monthly surcharge from three-hundredths of a dollar (\$0.03), to two hundredths of a dollar (\$0.02), per subject access line and per working subject telephone number. Additionally, it amended Ark. Code Ann. § 23-19-119 to include commercial radio service providers.

The Petition filed herein requests that the surcharge be adjusted on an interim basis from three-hundredths of a dollar (\$0.03) to one-hundredth of a dollar (\$0.01)

¹ See, Order No. 2, Docket No. 06-080-U.

per subject access line and per working subject telephone number per month for the equipment distribution program established by Act 501 of 1995.

On June 28, 2011, the General Staff of the Arkansas Public Service Commission ("Staff") filed a Response to the Petition in which it supports TAP's request to adjust the monthly surcharge amount to one-hundredths of a dollar (\$0.01), per subject line and per working subject telephone number, effective July 1, 2011. Staff also states that no further proceedings are necessary in this matter and that the adjustment should be made permanent.

It is therefore ordered that all Arkansas local exchange carriers and commercial mobile radio service providers shall collect and remit to the Department of Finance and Administration a surcharge equivalent of one-hundredths of a dollar (\$0.01) per subject access line per month and per working telephone number in accordance with Ark. Code Ann. § 23-17-119, as amended by Act 173 of 2011, effective July 1, 2011.

The Secretary of the Commission is directed to serve by electronic means a copy of this Order on all local exchange carriers certified to operate in Arkansas. The Petitioner is hereby directed to serve a copy of this Order on all commercial mobile radio service providers in the state and shall file in this docket a list of those companies served.

BY ORDER OF THE ADMINISTRATIVE LAW JUDGE PURSUANT TO DELEGATION,

This $\frac{30}{100}$ day of June, 2011.

Connie C. Griffin

Administrative Law Judge

Jam Sanders

Secretary of the Commission

I hereby certify that the following order issued by the Arkenses Public Service Commission has been served on all parties of record this date by electronic mail, using the email address of each party as indicated in the official docket file.

Secretary of the Commission Date (0-30-/)